

CLASSIFICATION OFFICE DECISION

Title of publication: BM #217..avi

Other known title(s): Not stated

OFLC ref: 1700428.007

Medium: Computer Moving Image File

Director: Not stated

Country of origin: Not stated

Language: Unidentified language

Applicant: Commissioner of Police

Classification:	Objectionable.
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Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 29 August 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 29 August 2017

	Components	Running time
Timed component(s):	BM #217..avi	9:32
Total running time:		9:32

Summary of reasons for decision:

This moving image file is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) because it promotes the exploitation of children or young persons for sexual purposes. It explicitly depicts the sexual abuse of a boy by a man. The only purpose of the file is the sexual arousal and gratification of those with a sexual interest in boys. It presents children and young persons as sexually available and as appropriate subjects for adult sexual attention, and encourages and legitimises such an interest. The digital format allows the image to be easily disseminated among likeminded people. This classification interferes with the right to freedom of expression as provided by the New Zealand Bill of Rights Act 1990. However, the classification is consistent with Parliament's intention that publications falling under s3(2) of the FVPC Act are

deemed to be objectionable, and it reflects the concern of a free and democratic society to protect children and young persons from exploitation and harm.